

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Local Government and Elections, to which was referred House Bill No. 1114, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 3, between lines 21 and 22, begin a new paragraph and insert:
- 2 **"Sec. 7. Members of the police and fire departments may not use**
- 3 **vehicles owned or maintained by their department outside the**
- 4 **county in which the town is located except:**
- 5 **(1) during the performance of official duties; or**
- 6 **(2) as provided for by department regulation.".**
- 7 Page 4, delete lines 9 through 41, begin a new paragraph and insert:
- 8 **"SECTION 4. IC 36-8-13.5 IS ADDED TO THE INDIANA CODE**
- 9 **AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE**
- 10 **JULY 1, 2008]:**
- 11 **Chapter 13.5. Township Fire Department Employment Policies**
- 12 **Sec. 1. This chapter applies to all townships except a township**
- 13 **in which the fire department of the township has been consolidated**
- 14 **under IC 36-3-1-6.1.**
- 15 **Sec. 2. This chapter does not apply to a volunteer fire**
- 16 **department under IC 36-8-12.**
- 17 **Sec. 3. As used in this chapter, "member of a township fire**
- 18 **department" does not include a volunteer firefighter under**
- 19 **IC 36-8-12-2.**
- 20 **Sec. 4. A member of a township fire department must reside in**

1 **Indiana within:**

- 2 (1) the county in which the township is located; or
 3 (2) a county that is contiguous to the county in which the
 4 township is located.

5 **Sec. 5. A township with a population of less than seven thousand**
 6 **five hundred (7,500) may adopt a resolution that requires a**
 7 **member of the township fire department to satisfy all of the**
 8 **following:**

9 (1) **Reside within:**

- 10 (A) the county in which the township is located; or
 11 (B) a distance from the township stated in the resolution.
 12 (2) **Have adequate means of transportation into the township.**
 13 (3) **Maintain in the member's residence telephone service with**
 14 **the township.**

15 **Sec. 6. This section applies to a township that:**

- 16 (1) **has a population of less than seven thousand five hundred**
 17 **(7,500); and**
 18 (2) **adopted a resolution to establish the requirements**
 19 **described in this section before September 1, 1984.**

20 **A township may require, in addition to the requirements of section**
 21 **5 of this chapter, that a member of the township fire department**
 22 **reside within the township until the member has served in the**
 23 **department for five (5) years.**

24 **Sec. 7. A resolution adopted under section 5 or 6 of this chapter**
 25 **may not require a member of a township fire department to**
 26 **comply with section 5(1) of this chapter if the member resides:**

- 27 (1) **outside the county; or**
 28 (2) **a distance outside the township greater than stated in the**
 29 **resolution;**

30 **on the date the resolution is adopted.**

31 **SECTION 5. [EFFECTIVE JULY 1, 2008] (a) IC 36-8-4.5-7, as**
 32 **added by this act, does not apply to or abrogate an agreement or**
 33 **a contract in effect on July 1, 2008.**

34 **(b) IC 36-8-4.5-7, as added by this act, applies to an agreement**
 35 **or a contract entered into, renewed, or extended after June 30,**
 36 **2008.**

37 **(c) This SECTION expires July 1, 2011."**

38 **Renumber all SECTIONS consecutively.**

(Reference is to HB 1114 as printed January 25, 2008.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

Lawson C

Chairperson